

1 DARREN T. BRENNER, ESQ.  
Nevada Bar No. 8386  
2 JAMIE K. COMBS, ESQ.  
Nevada Bar No. 13088  
3 AKERMAN LLP  
1160 Town Center Drive, Suite 330  
4 Las Vegas, Nevada 89144  
Telephone: (702) 634-5000  
5 Facsimile: (702) 380-8572  
Email: darren.brenner@akerman.com  
6 Email: jamie.combs@akerman.com  
7 *Attorneys for Hartford Insurance Company*  
8 *of the Midwest*

9 UNITED STATES DISTRICT COURT  
10 DISTRICT OF NEVADA

11 KYLE THOMAS RANSOM, an individual

Case No. 2:17-cv-02257-JAD-GWF

12  
13 Plaintiff,

14 v.

STIPULATION AND ORDER TO  
STRIKE PARAGRAPHS 14-17 OF THE  
COMPLAINT

15 HARTFORD INSURANCE COMPANY OF  
THE MIDWEST, a Maryland company; DOES I  
16 through X; ROE Corporations I-X, inclusive,

AND

17 Defendants.

STIPULATION AND ORDER TO  
WITHDRAW MOTION TO DISMISS  
(ECF NO. 8)

18 AND

19 STIPULATION AND ORDER  
20 REGARDING RESPONSIVE PLEADING  
DEADLINE

21 ECF Nos. 8, 13, 14, 15

22 Plaintiff Kyle Thomas Ransom (**Ransom**), and defendant Hartford Insurance Company of  
23 the Midwest (**Hartford**), hereby stipulate and agree that paragraphs 14-17 of the complaint, which  
24 allege bad faith and request punitive damages, shall be stricken. Ransom is not making a claim for  
25 bad faith or seeking punitive damages.

26 ///  
27  
28

1 The parties further stipulate and agree that Hartford's Motion to Dismiss, filed on September  
2 15, 2017 as ECF No. 8, shall be withdrawn, and the hearing set for October 30, 2017 at 3:00 p.m. be  
3 VACATED.

4 The parties agree that Hartford shall have until Friday, September 22, 2017 to file a new  
5 responsive pleading to the complaint.

6 DATED this 18<sup>th</sup> day of September, 2017.

8 AKERMAN LLP 9-25-17

10 Jamie K. Combs  
11 DARREN T. BRENNER, ESQ.  
Nevada Bar No. 8386  
12 JAMIE K. COMBS, ESQ.  
Nevada Bar No. 13088  
1160 Town Center Drive, Suite 330  
13 Las Vegas, Nevada 89144

14 *Attorneys for Hartford Insurance*  
15 *Company of the Midwest*

GLEN LERNER INJURY ATTORNEYS

Justin G. Randall  
JUSTIN G. RANDALL, ESQ.  
Nevada Bar No. 12476  
4795 S. Durango Drive  
Las Vegas, NV 89147

*Attorneys for Kyle Thomas Ransom*

### ORDER

17 Based on the parties' stipulation [ECF Nos. 13–15] and good cause appearing, IT IS HEREBY  
18 ORDERED that paragraphs 14–17 of the complaint are STRUCK and plaintiff's claim for bad  
19 faith and prayer for punitive damages are DISMISSED; the motion to dismiss [ECF No. 8] is  
20 DENIED as withdrawn, and the portion of the 10/30/17 hearing on that motion is VACATED  
and only the motion to remand [ECF No. 11] will be heard that day; and finally, Hartford has  
until 9/22/17 to file a new responsive pleading.

21 [Signature]  
DISTRICT COURT JUDGE

22 DATED: 9/26/17  
23  
24  
25  
26  
27  
28